

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
LUBBOCK DIVISION

**George Stewart**, on behalf of himself  
and others similarly situated,

Plaintiff,

v.

**Texas Tech University Health Sciences  
Center**, et al.,

Defendants.

Case No. 5:23-cv-00007-H

**DECLARATION OF JONATHAN F. MITCHELL**

1. My name is Jonathan F. Mitchell. I am over the age of 18 and fully competent in all respects to make this declaration.

2. I have personal knowledge of the facts stated in this declaration, and all of these facts are true and correct.

3. I represent plaintiff George Stewart in this litigation, and I submit this declaration in support of Mr. Stewart's brief opposing the UT defendants' motion to dismiss (Docket Entry No. 35).

4. The document attached as Exhibit 1 to this brief is an authentic copy of Regents' Rule 40304, which I downloaded from the UT System's website on October 17, 2023, and which was available at <https://www.utsystem.edu/sites/default/files/offices/board-of-regents/rules-regulations/40304.pdf> (last visited on October 17, 2023).

5. A perma.cc link to Regents' Rule 40304 is available at <https://perma.cc/69YS-RJD8>.

This concludes my sworn statement. I declare under penalty of perjury that the foregoing is true and correct.

Dated: October 17, 2023

Jonathan F. Mitchell  
JONATHAN F. MITCHELL